

REPORT OF THE BOARD OF STEWARDS

BAY MEADOWS RACE COURSE

SAN MATEO, CA.

To the California Horse Racing Board

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BOARD OF STEWARDS

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Report for the period Thursday, March 20, through Monday, March 24, 2008

3/20/08 THURSDAY

(1) CAL-BRED REPORT

Purse \$10,000 for Cal-Bred Fillies and Mares Four Years Old and Upward was called off with one entry.

(2) GREG O'DONNELL COMPLAINT (CASE # 08BM054)

Owner Greg O'Donnell failed to appear for a 10:00 A.M. informal hearing. O'Donnell allegedly owes \$277.90 to San Francisco Equine Inc. for veterinary services performed on his horses. Kim Kuhlman D.V.M. is representing San Francisco Equine on this matter. More to follow.

(3) GEORGE FROUSIAKIS RULING

Ruling # 31

The ruling below was issued after Owner/Trainer George Frousiakis failed to appear at an informal hearing in the Bay Meadows stewards' office Monday March 17, 2008

Owner/ Trainer George Frousiakis, having failed to appear before the Board of Stewards to answer a complaint alleging violation of California Horse Racing Board Rule # 1876 (Financial Responsibility), is suspended for violation of California Horse Racing Board Rule # 1547 (Failure to Appear).

(4) TRIPLE PLAY RACE SERIES FOLLOWUP

The Stewards revisited their interpretation of California Horse Racing Board Rule 1652 (g) (Prohibited Actions with Respect to Claims) today. Bay Meadows Stewards took an interpretation and enforcement of this rule (Ref : 3/16/2008[3]) that appears to be different from several other racing officials. This matter came to light last Sunday (March 16) when over seventy claims were submitted for horses racing in the sixth and seventh races on that day. These races were part of the “Triple Play Series”. Today, for the sake of North/South consistency, the Bay Meadows Stewards have informed Paymaster of Purses, Peggy Morsi and Clerk of Scales, Paul Nicolo that California Horse Racing Board rule # 1652 (g) will be enforced as is presently done on the Southern California Circuit. This was decided after conferring with the Santa Anita Stewards and California Horse Racing Board Executive Staff in Sacramento. The Stewards still feel their original interpretation of California Horse Racing Board Rule # 1652 on March 16th was correct.

(5) SECOND RACE ACCIDENT

Following the second race two Jockey’s fell off their mounts while pulling up and/ or returning to the unsaddling area. Initially third place finisher #6 WOODLAND BREEZE (David Lopez) stumbled and unseated his rider. While jogging back to the winners circle #1 LUCK IS MANDATORY (Frank Alvarado) ducked quickly also unseating his rider after reacting to the fallen Jockey, David Lopez.

Jockey Lopez was transported back to the Jockeys Room and was excused from his remaining mounts. Jockey Alvarado was unhurt. Neither horse was injured, however #6 WOODLAND BREEZE was vanned off for precautionary reasons.

(6) DECLARATIONS – REFUNDS

2 nd race #4 KILLER BEE vet- sick Diane Isbell D.V.M.	(Tr. Manuel Calvario) Refunds \$ 147.00
5 th race #2 POSTIVIE TREND Stewards – loose in post parade	(Tr. Terri Eaton) Refunds \$ 3,655.16
#5 YIELDNOMORE vet- sick Diane Isbell D.V.M.	(Tr. Michael Lenzini) Refunds \$ 33.00
6 th race # 2 ESOTERIC THINKER	(Tr. O.J. Jauregui)

vet- sick Diane Isbell D.V.M.

Refunds \$ 1,240.00

8th race # 4 CLOSING STATEMENT

(Tr. Sergio Ledezma)

vet- sick Diane Isbell D.V.M.

Refunds \$ 68.00

(7) ATTENDANCE - HANDLE

On Track Attendance	1,491
N-Cal Attendance	4,122
On Track Handle	\$434,457.60
N-Cal Handle	\$1,423,154.50
<u>S Cal on N Cal</u>	<u>\$582,704.60</u>
Total Handle	\$3,435,733.35

3/21/2008 FRIDAY

(1) CAL-BRED REPORT

Purse \$ 10,000 for Cal-Bred Maiden Fillies and Mares Four Years Old and Upward was called off with one entry.

(2) GREG O'DONNELL COMPLAINT (CASE NO. 08BM054)

A complaint was filed by the veterinarian group, San Francisco Equine Inc, against Owner Greg O'Donnell. Owner O'Donnell failed to appear at this hearing. It was alleged that he owes \$277.80 to this veterinarian group. The Stewards issued the following ruling.

Ruling # 32

Owner Greg O'Donnell having failed to appear before the Board of Stewards to answer a complaint alleging violation of California Horse Racing Board Rule # 1876 (Financial Responsibility), is suspended for violation of California Horse Racing Board Rule # 1547 (Failure to Appear).

(3) MIKE LENZINI RULING (CASE #06GG146)

A formal hearing was conducted in the Kyne Library at Bay Meadows for Trainer Mike Lenzini. This hearing was held over the days of February 21, 22 and March 13. The ruling below was issued after consideration of all evidence and testimony given at this hearing.

Ruling # 33

Trainer Albert Michael Lenzini, who started the horse LADY WOODMAN, fifth place finisher in the third race at Golden Gate Fields on September 17, 2006 is fined the sum of three thousand dollars (\$3,000.00) pursuant to California Horse Racing Board Rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing*

Board Rules 1843 (b) and (d) (Medication, Drugs and Other Substances) and 1843.6 (d) (1) (Total Carbon Dioxide Testing : in excess of permitted level – 37.7 mmols/l).

(4) PURSE REDISTRIBUTION (CASE#06GG146)

The ruling below was sent to Owner Robert Dyson whose horse LADY WOODMAN ran in the third race on September 17, 2006 at Golden Gate Fields.

Ruling # 34

Acting on a report from University of California at Davis Maddy Laboratories that the pre-race blood sample #TC73224L taken from the horse LADY WOODMAN, fifth place finisher in the third race at Golden Gate Fields on September 17, 2006 contained a carbon dioxide level of 37.7 millimoles per liter, an amount in excess of the permitted level, a class III violation, it is hereby ordered that LADY WOODMAN be disqualified from all purse monies earned and deemed unplaced, in accordance with California Horse Racing Board Rule # 1859.5 (Disqualification Upon Positive Test Finding).

It is further ordered that all purse monies (\$500.00) earned or awarded to owner Robert Dyson (DBA) Dyson Thoroughbreds LLC be returned to the Paymaster of Purses for redistribution pursuant to California Horse Racing Board Rule # 1760 (Purse Award or Prize to be Withheld).

Order of finish is as follows:

5th HOLY BEGONIA

6th ROSE N BLOOM

7th CAHILL ROYALTY

(5) ANGELO TEKOS COMPLAINT (CASE # 08BM028)

Trainer Angelo Tekos waived his right to a hearing and accepted the penalty issued below. Trainer Tekos said this test finding resulted from a breakdown in communication with his groom. This was Trainer Tekos' second class 6 test finding in the previous twelve months. The following ruling was issued.

Ruling # 35

Trainer Angelo Tekos Jr., who started the horse FURY'S ALLSTAR, winner of the eighth race at Bay Meadows Race Course on February 7, 2008, is fined the sum of seven hundred fifty dollars (\$750.00)* pursuant to California Horse Racing Board Rule # 1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board Rule # 1843 (a) & (d) (Medication, Drugs and Other Substances: Methocarbamol, class VI; second offense).

(6) SMOOTH CARD

Today's eight race card went well. There were no Stewards inquiries or Jockey objections.

(7) DECLARATIONS – REFUNDS

1 st race # 2 GAME OF LUCK	(Tr. Greg Gilchrist)
vet- sick Diane Isbell D.V.M.	Refunds \$187.00

6 th race # 3 EVENING FIRE	(Tr. Andy Mathis)
vet- sick Diane Isbell D.V.M.	Refunds \$ 713.90

7 th race # 2 EASY GOING CECIL	(Tr. Mark Rheinford)
vet- sick Diane Isbell D.V.M.	Refunds \$ 132.00
#8 VADHEIM	(Tr. Roger Hansen)
vet- sick Diane Isbell D.V.M.	Refunds \$285.80

8 th race # 6 JACHONIC	(Tr. Dennis Ward)
vet- sick Diane Isbell D.V.M.	Refunds \$59.00

(8) ATTENDANCE – HANDLE

On Track Attendance	1,202
N-Cal Attendance	3,596
On Track Handle	\$392,135.20
N-Cal Handle	\$1,314,481.40
<u>S Cal on N Cal</u>	<u>\$583,802.30</u>
 Total Handle	 \$3,488,009.19

3/22 SATURDAY

(1) CAL-BRED REPORT

Purse \$ 10,000 for Cal-Bred Fillies and Mares Four Years Old and Upward claiming price \$12,500 five and one half furlongs went with six entries.

(2) ROBERTO GONZALEZ FILM REVIEW

Jockey Roberto Gonzalez appeared in the Stewards' office to review his ride aboard #8 QUEEN CLYTEMISTRA in yesterday's (March 21) third race.

Jockey Gonzalez crossed over, with questionable clearance, in front of second place finisher #7 OUR MITZY (Russell Baze). This race was contested at seven and one half furlongs on the turf. Gonzalez was warned to be at least one and one half lengths clear before crossing over to obtain an early leading position. No penalty issued.

(3) GEORGE FROUSIAKIS RULING

Ruling # 36

In the Matter of: Owner/Trainer George Frousiakis

The outstanding financial obligation to San Francisco Equine Inc. having been resolved, the license privileges of Owner/Trainer George Frousiakis are restored to good standing and Bay Meadows Race Course ruling #31 dated March 20, 2008, suspending George Frousiakis for violation of California Horse Racing Board Rule # 1547 (Failure to Appear), is hereby set aside.

The ruling above was issued after Steve Boyer D.V.M. telephoned to update the Stewards on a financial obligation of Owner/ Trainer George Frousiakis. Veterinarian Boyer, representing San Francisco Equine Inc, told the Stewards he has spoken with Frousiakis and that Frousiakis was currently 'addressing' his bills(\$1,310.00) that led to the March 20, 2008 suspension.

(4) SMOOTH SAILING

Today's nine race card was free of Stewards inquiries and/ or Jockey objections.

(5) DECLARATIONS- REFUNDS

3 rd race #5 WATCH THIS GAL	(Tr. Roger Hansen)
vet- sick Diane Isbell D.V.M.	Refunds \$744.91

4 th race # 4 OUGHT	(Tr. Donna Elordi)
vet- sick Diane Isbell D.V.M.	Refunds \$634.94

5 th race # 4 CHIME FOR JULIA	(Tr. A. L. Diaz
vet- injured Diane Isbell D.V.M.	Refunds \$591.00

#5 LONGITUDE	(Tr. Gary Mandella)
vet- injured Diane Isbell D.V.M.	Refunds \$1,049.24

6 th race #3YASOU	(Tr. Eldwin Burch)
vet- flipped in paddock Jessica Christiansen D.V.M.	Refunds \$1,243.50

8 th race # 1 EL DON	(Tr. Martin Jones)
vet- injured Diane Isbell D.V.M.	Refunds \$383.30

#2 STRATHAM	(Tr. Tim Yakteen)
vet- sick Diane Isbell D.V.M.	Refunds \$166.00

(6) ATTENDANCE - HANDLE

On Track Attendance	2,640
N-Cal Attendance	6,217
On Track Handle	\$848,048.80
N-Cal Handle	\$2,241,673.50

S Cal on N Cal \$906,069.70

Total Handle \$4,918,982.37

3/23/08 SUNDAY

(1) CAL-BRED REPORT

Purse \$ 13,000 for Cal-Bred Fillies Three Years Old, claiming price \$10,000, one mile and one sixteenth went open with five entrants.

(2) JACK VANBERG COMPLAINT

Trainer Jack VanBerg telephoned the Stewards this morning to address a financial complaint filed by San Francisco Equine Veterinarian Group. Dr. Kim Kuhlman appeared just after the 10:00 hearing commencement.

A total amount for \$409.00 for unpaid veterinarian services is at issue. Trainer VanBerg stated he will contact veterinarian Kuhlman with the goal of taking care of the debt. More to follow.

(3) FIFTH RACE – INQUIRY – DISQUALIFICATION

The Stewards posted the Inquiry sign after viewing contact between two horses in this one mile turf race. Sixty yards before the finish second place finisher #5 TALENTED PERFORMER (Chad Schvaneveldt) is racing along the rail at which time she drifts out and makes contact with third place finisher #3 ME A TEAZA (Roberto Gonzalez). At the point of this contact #3 ME A TEAZA is closing strongly and only a 'head' off his rival TALENTED PERFORMER. The Stewards reviewed films, received a patrol judge report and spoke with both riders involved. In the unanimous opinion of the Stewards the actions of #5 TALENTED PERFORMER cost #3 ME A TEAZA an opportunity for a better placing. Therefore #5 TALENTED PERFORMER was disqualified and placed third. Jockey Chad Schvaneveldt was ordered to a film review with the Stewards.

Original Order of Finish 8-5-3-11-1-10-2-6-7-4

Official Order of Finish 8-3-5-11-1-10-2-6-7-4

(4) DECLARATIONS – REFUNDS

1 st race # 4 CARTIER BIJOUX	(Tr. Nick Canani)
vet- flipped in paddock Jessica Christiansen D.V.M.	Refunds \$3,456.81

2 nd race # 2 KEYFARGO	(Tr. Ricardo Perez)
vet- sick Diane Isbell D.V.M.	Refunds \$ 619.00

#7 JINETE	(Tr. Genaro Vallejo)
vet- sick Diane Isbell D.V.M.	Refunds \$80.00

#8 SILKEN BANNER	(Tr. Steve Miyadi)
vet- sick Diane Isbell D.V.M.	Refunds \$ 932.50
5 th race # 9 PRETTY CADDY SLEW	(Tr. Alberto Arreola)
Stewards – re-enter	Refunds \$ 137.90

7th race # 11 KASH'S KOMET
vet- sick Diane Isbell D.V.M.

(Tr. Mike Lenzini)
Refunds \$ 72.00

8th race #1A DOUBLOON CITY
Stewards – no rider

(Tr. Jerry Hollendorfer)
entry no refund

(5) ATTENDANCE – HANDLE

On Track Attendance	4,128
N-Cal Attendance	6,803
On Track Handle	\$702,038.90
N-Cal Handle	\$1,637,674.60
<u>S Cal on N Cal</u>	<u>\$728,625.70</u>
 Total Handle	 \$3,981,538.39

3/24/08 MONDAY

(1) CAL-BRED REPORT

Purse \$12,000 for Cal-Bred Three Year Olds, claiming \$8,000 one mile and one sixteenth was called off with four entries.

(2) CHAD SCHVANEVELDT – FILM REVIEW

Jockey Chad Schvaneveldt appeared in the Stewards' office to review his ride aboard #5 TALENTED PERFORMER in yesterday's (Ref 3/23/08 [3]) fifth race. Schvaneveldt's mount finished second but was disqualified and placed third in this race.

Yesterday (March 23) Jockey Schvaneveldt felt the contact between his mount and third place finisher #3 ME A TEAZA was minor. However today during film review Schvaneveldt said he understood the Stewards involvement in altering the order of finish. The Stewards felt he came two or three horse widths off his straight course in this turf race stretch duel. The Stewards later informed Schvaneveldt that the following ruling would be issued.

Ruling # 37

Jockey Chad Schvaneveldt who rode TALENTED PERFORMER in the fifth race at Bay Meadows Race Course on March 23, 2008 is suspended three (3) racing days (March 31, April 3 and 4, 2008) for failure to make a proper effort to maintain a straight course and causing interference in the stretch resulting in the disqualification of his mount from second to third. A violation of California Horse Racing Board Rule # 1699 (d) & (f) (Riding Rules- Careless Riding).

(3) FRANK ALVARADO – FILM REVIEW

Jockey Frank Alvarado appeared in the Stewards' office as ordered to review his ride aboard #2 DIAMOND COMMANDER in yesterday's (March 23) first race. Jockey

Alvarado finished third narrowly edging #5 TRUFFLE N PARADISE (Alex Bisono). These horses were at least fifteen lengths behind the win and place horses in this four horse field.

Alvarado and Bisono failed to 'stay down' on their horses while crossing the finish line, Alvarado was warned. The Stewards are scheduled to see Jockey Alex Bisono on Thursday, March 27th.

(4) VANBERG UPDATE (CASE # 08BM072)

Kim Kuhlman D.V.M. representing San Francisco Equine Inc. telephoned the Stewards today. He stated that Owner/ Trainer Jack VanBerg has now satisfied his outstanding debt (Ref 3/23/08[2]) for veterinarian services. Case No. 08BM072 is now dismissed.

(5) WILLIAM SMITH HEARING (CASE # 08BM062)

A formal hearing was held today in the Stewards' office to address allegations of California Horse Racing Board Rules 1489 (g) (Grounds for Denial or Refusal of License), Rule 1530 (Cases Not Covered by Rules and Regulations) and rule 1874 (4) (Disorderly Conduct) filed against Trainer William Smith.

Along with the Board of Stewards present at the hearing were Trainer William Smith, Assistant Trainer Sheldon Paldanius, Bay Meadows stable security guard Rick Nielsen, California Horse Racing Board Supervising Investigator Anne Glasscock and California Horse Racing Board Senior Special Investigator Gabe Palomar. Christine Niccoli (Niccoli Reporting) transcribed the proceedings.

This case involves the alleged theft of three sacks of horse feed (Equus Brand) from the Dennis Hopkins Stable (Assistant Trainer Paldanius). This alleged theft took place in the Bay Meadows Stable Area over the course of three days in February 2008.

Testimony was heard from all parties. Evidence was marked and entered into the record. Decision to follow.

(6) FELIX CEDENO MEETING

Apprentice Jockey Felix Ceden0 appeared in the Stewards' office accompanied by interpreter Joe Hernandez (Valet). The Stewards wanted to meet Ceden0 who is a new rider from the country of Panama. According to Ceden0 he was licensed at Santa Anita but did not ride there. He has ridden three races here at Bay Meadows.

The Stewards told Ceden0 California Horse Racing Board Rule 1499 (Qualifications for Jockey) will be considered when reviewing Ceden0's riding abilities.

(7) DECLARATIONS – REFUNDS

3rd race #5 BARTOK'S BABY
vet- sick Diane Isbell D.V.M.

(Tr. Steve Miyadi)
Refunds \$ 351.00

4th race # 1 WHOLETOWNUNDERWATER
 vet- injured Diane Isbell D.V.M.

(Tr. Ike Orr)
 Refunds \$ 2,075.10

(8) ATTENDANCE - HANDLE

On Track Attendance	1,179
N-Cal Attendance	3,307
On Track Handle	\$380,558.50
N-Cal Handle	\$1,147,784.20
<u>S Cal on N Cal</u>	<u>\$468,483.60</u>
 Total Handle	 \$3,233,892.85

	20-Mar	21-Mar	22-Mar	23-Mar	24-Mar	WEEK TOTAL	Meet TOTAL
ACCIDENTS	1	0	1	0	0	2	6
CAL-BRED RACES	0	0	1	0	0	1	5
CLAIMS	2	5	1	3	3	14	100
DISQUALIFICATIONS	0	0	0	1	0	1	6
INQUIRIES / OBJECTIONS	0	0	0	1	0	1	19
REFUNDS	5	4	8	7	2	26	130
RULINGS	1	4	1	0	1	7	36

Grant Baker

Darrel McHargue

John Herbuveaux

